IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

THURSDAY, THE 25TH JANUARY 2007 / 5TH MAGHA 1928

WP(C).No. 3096 of 2007(R)

PETITIONER:

JOHNY M.A. S/O.ANTONY,
MANJALY HOUSE, MARATHAKKARA P.O. OLLUR,
THRISSUR DISTRICT.

BY ADV. SRI.SUDHEESH.A.
SMT.C.V.BINDU

RESPONDENTS:

1. THE TAHSILDAR, PONNANI.

2. THE DISTRICT COLLECTOR,
MALAPPURAM DISTRICT.

3. THE SUB INSPECTOR OF POLICE,
PONNANI POLICE STATION, MALAPPURAM DISTRICT.

BY G.P. SHRI.SURARSHAN.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 25.1.2007 THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR, J.

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W.P.(C).No. 3096 of 2007

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Dated this the 25th day of January, 2007

J U D G M E N T

Since adjudication has to be completed by the District Collector pursuant to the seizure of the vehicle with sand, there will be a direction to the 3rd respondent to release the vehicle of the petitioner on furnishing a deposit of Rs.15,000/- towards security, before the 2nd respondent and on producing the receipt before the 3rd respondent. The vehicle will be released after making endorsement in the R.C. Book that the release of the vehicle will be subject to the adjudication by the District Collector. If the petitioner deposits an amount of Rs.1,500/- towards the value of the sand, the vehicle will be released with the load of sand. The District Collector is directed to complete the adjudication after hearing the petitioner and adjust the deposit towards penalty, if any levied or otherwise refund the deposit amount.

sdk+ C.N.RAMACHANDRAN NAIR, JUDGE